
A BILL FOR AN ACT

RELATING TO EDUCATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

SECTION 1. Section 302A-1143, Hawaii Revised Statutes, is amended to read as follows:

"§302A-1143 Attending school in what service area. A person of school age shall be required to attend the school of the service area, as determined by the department, in which the person resides, unless:

(1) The person is enrolled in a Hawaiian language medium education program or charter school;

(2) A geographic exception to attend a school in another service area is requested and granted at the discretion of the department; ~~[or]~~

(3) Out-of-service-area attendance is mandated by the department or by federal law~~[-]~~; or

(4) The person attends a public charter school and has been notified of the prospect of charter revocation in accordance with section 302D-18 or of closure in accordance with section 302D-19."



SECTION 2. Section 302D-34, Hawaii Revised Statutes, is amended to read as follows:

"§302D-34 Enrollment. (a) A public charter school shall not discriminate against any student or limit admission based on race, color, ethnicity, national origin, religion, gender, sexual orientation, income level, disability, level of proficiency in the English language, need for special education services, or academic or athletic ability.

(b) A start-up charter school:

(1) Shall be open to any student residing in the State who is entitled to attend a department school;

(2) Shall enroll all students who submit an application, unless the number of students who submit an application exceeds the capacity of a program, class, grade level, or building;

(3) Shall select students through a public lottery if, as described in paragraph (2), capacity is insufficient to enroll all students who have submitted a timely application;

(4) May give an enrollment preference to students within a given age group or grade level and may be organized



1 around a special emphasis, theme, or concept as stated
2 in the charter school's application and as approved by
3 the charter school's authorizer;

4 (5) May give an enrollment preference to students enrolled
5 in the charter school during the previous school year
6 and to siblings of students already enrolled at the
7 charter school; and

8 (6) May give any other enrollment preference permitted by
9 the charter school's authorizer, on an individual
10 charter school basis, if consistent with law;

11 provided that nothing in this subsection shall preclude the
12 formation of a start-up charter school whose mission is focused
13 on serving students with disabilities, who are of the same
14 gender, who pose such severe disciplinary problems that they
15 warrant a specific educational program, or who are at a risk of
16 academic failure.

17 (c) A conversion charter school shall:

18 (1) Enroll any student who resides within the school's
19 former geographic service area pursuant to section
20 302A-1143, for the grades that were in place when the
21 department school converted to a charter school;



1 provided that the department may consult with a
2 conversion charter school every three years to
3 determine whether realignment of the charter school's
4 service area is appropriate given population shifts
5 and the department's overall service area reviews;

6 (2) Follow the department's procedures regarding
7 enrollment, including but not limited to geographic
8 exceptions and enrollment preferences; and

9 (3) Be subject to subsection (b) for grades that were not
10 in place when the school converted to a public charter
11 school.

12 (d) Any law to the contrary notwithstanding, the
13 university laboratory school may conform its student enrollment
14 profile to the standard prescribed by the University of Hawaii
15 college of education in order to meet the University of Hawaii
16 college of education's research requirements."

17 SECTION 3. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 4. This Act shall take effect upon approval.



Report Title:

Public Charter Schools; Public School Service Area; University of Hawaii Laboratory School; Enrollment Criteria

Description:

Allows a public charter school student who has been notified of the prospect of charter revocation or school closure to enroll in a school outside of the student's service area. Allows the university laboratory school to conform its student enrollment profile to the standard prescribed by the University of Hawaii college of education in order to meet the University of Hawaii college of education's research requirements. (Proposed SD2)

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